



MONTHLY REPORT
By
Executive Director Don Williams & Staff

November 2004

INTRODUCTION:

The monthly report is a monthly update of the activities of the City of Riverside Community Police Review Commission and gives the staff a chance to pass on information that they feel is important or noteworthy. The information provided in the twelve monthly reports forms the basis for the annual report.

ELECTION RESULTS:

The CPRC office has received the certified election results from the November 2 General Election. Of the votes cast for Measure II, 59.8% voted "Yes" while 40.2% voted "No." Just as significant, "Yes" on Measure II prevailed in every precinct in the city.

CITY COUNCIL BACKS THE COMMISSION'S SUBPOENA AUTHORITY:

The Riverside City Council voted 7-0 to support the Commission's authority to issue a subpoena. In making their decision, they said that they expected everyone, including city employees, to obey the law.

In October, Officer Tina Banfill-Gould appeared before the Commission as subpoenaed. However, she did not comply with the terms of the subpoena or assert a legal justification for non-compliance. In making its November decision, Council gave Officer Banfill-Gould a chance to cure the situation by complying with the subpoena at a future CPRC meeting. Failing that, Council has authorized the City Attorney to proceed with legal action against Officer Banfill-Gould and have a court force her compliance. The date for her reappearance has not been fixed as of this writing.

OUTREACH:

The Executive Director and various commissioners attended 17 meetings or community events.

A number of local organizations and groups have taken advantage of the opportunity to have CPRC commissioners come to their meetings and discuss the Commission and its work. If you would like to have a commissioner speak at one of your meetings, please call the office at (951) 826-5509.

WORKLOAD – November 2004:

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Cases Received	Lodged	Filed through CPRC	Filed through RPD
	2	1	2

A complaint is considered **lodged** when a citizen makes a complaint to the CPRC; it is **filed** when the completed complaint form is submitted.

Case Dispositions	Cases Reviewed	Inquiries*	Administratively Closed**
	6	0	0

***Inquiries** occur when a member of the public is merely requesting clarification of a policy or procedure.

****Administrative Closure** occurs when a case is closed for reasons other than being reviewed or being classified as Inquiries.

Allegations	U/F	Disc/SH	IDF	ISS	FA	FR	CC	MC
	1	0	0	3	0	0	0	6

U/F = Use of Force; **Disc/SH** = Discrimination/Sexual Harassment; **IDF** = Improper Discharge of Firearms;

ISS = Illegal Search or Seizure; **FA** = False Arrest; **FR** = False Reporting; **CC** = Criminal Conduct; **MC** = Misconduct / Misconduct Noted

Findings	Unfounded	Exonerated	Not Sustained	Sustained
	4	1	4	1

Unfounded - The alleged act did not occur. **Exonerated** - The alleged act occurred but was justified, legal and proper. **Not Sustained** - The investigation produced insufficient information to prove or disprove the allegation. **Sustained** - The Department member committed all or part of the alleged acts of misconduct or poor service. **Misconduct Noted** - The Department member violated a section of the Department policies, rules or regulations not originally alleged in the complaint.

Misconduct Noted

During investigations of alleged misconduct, all aspects of an officer's actions are inspected. When a policy violation is discovered beyond that alleged by the complainant, it is classified as "Misconduct Noted" and, by definition, is a "Sustained" finding. Of the cases reviewed this month, no allegations of "Misconduct Noted" were discovered.

Cases on Hold

There are currently 8 cases on hold in our office. These cases have either been returned to RPD for further investigation or are being held pending further investigation by the CPRC investigator.

Case Processing Analysis for Cases Reviewed in November 2004

This chart reflects the average number of days the Police Department and CPRC took to process Category 1 and Category 2 cases reviewed in November. These figures do not include cases that were held for further investigation.

	Category 1	Category 2
RPD investigation and administrative processing	49	97
CPRC processing and review	13	13

Category 1 complaints are the most serious allegations such as criminal conduct and use of excessive force.

Category 2 complaints are the less serious allegations such as discourtesy and improper procedure.

Policy Recommendations

There were no policy recommendations made by the Commission in November 2004.